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*Attorneys for USA Capital
 Diversified Trust Deed Fund, LLC*

**UNITED STATES BANKRUPTCY COURT
 DISTRICT OF NEVADA**

In re:
 USA COMMERCIAL MORTGAGE COMPANY,
 Debtor.

In re:
 USA CAPITAL REALTY ADVISORS, LLC,
 Debtor.

In re:
 USA CAPITAL DIVERSIFIED TRUST DEED
 FUND, LLC,
 Debtor.

In re:
 USA CAPITAL FIRST TRUST DEED FUND, LLC,
 Debtor.

In re:
 USA SECURITIES, LLC,
 Debtor.

Affects:

- ☐ All Debtors
- ☐ USA Commercial Mortgage Company
- ☐ USA Securities, LLC
- ☐ USA Capital Realty Advisors, LLC
- ☒ USA Capital Diversified Trust Deed Fund, LLC
- ☐ USA First Trust Deed Fund, LLC

Case No. BK-S-06-10725 LBR
 Case No. BK-S-06-10726 LBR
 Case No. BK-S-06-10727 LBR
 Case No. BK-S-06-10728 LBR
 Case No. BK-S-06-10729 LBR

Chapter 11

Jointly Administered Under
 Case No. BK-S-06-10725-LBR

**NOTICE OF HEARING ON
 MOTION TO ESTABLISH
 DISPUTED CLAIM RESERVE**

Hearing Date: December 5, 2007

Hearing Time: 9:30 a.m.

NOTICE IS HEREBY GIVEN that counsel for the USA Capital Diversified Trust Fund, LLC ("Diversified") filed the Motion to Establish Disputed Claim Reserve (the "Reserve Motion") and the Declaration of Rachel Patience Ragni n Support of Motion to Establish Disputed Claim Reserve ("Ragni Declaration") on November 2, 2007. A copy of the above-

1 referenced documents are on file with the clerk of the United States Bankruptcy Court for the
 2 District of Nevada, 300 Las Vegas Boulevard, South, Las Vegas, Nevada 89101.

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 4 The Reserve Motion seeks to establish a zero or nominal reserve for two disputed claims
 5 in the Diversified case. The Debtors' Third Amended Joint Chapter 11 Plan of Reorganization
 6 (the "Plan") established a procedure to reserve funds for disputed claims prior to make a
 7 distribution under the Plan. The Ragni Declaration authenticates evidentiary support for the
 8 Reserve Motion.

9
 10 On the same day it filed the Reserve Motion, Diversified also filed the Objection to Proof
 11 of Claim of Salvatore J. Reale (the "Objection"), which the Reserve Motion incorporates by
 12 reference.

13 NOTICE IS FURTHER GIVEN that any oppositions to the Reserve Motion must be filed
 14 and served on counsel within (15) days after service of this Notice (plus three (3) days for
 15 mailing). Any reply to any oppositions shall be filed and served no later than five (5) business
 16 days before the date set for the hearing or as otherwise ordered by the Court. In accordance with
 17 Local Rule 9014, the following statement is provided:

18
 19 If you object to the relief request, you *must* file a **WRITTEN** response to this Pleading with
 20 the court. You *must* also serve your written response on the person who sent you this notice.

21 If you do not file a written response with the court, or if you do not serve your written response
 22 on the person who sent you this notice, then:

- 23 • The court may *refuse to allow you to speak* at the scheduled hearing; and
- 24 • The court may *rule against you* without formally calling the matter at the hearing.

25 NOTICE IS FURTHER GIVEN that in the event objections are filed to the Reserve
 26 Motion, a hearing on the Reserve Motion will be held before a United States Bankruptcy judge in
 27 the Foley Federal Building, Bankruptcy Courtroom No. 1, 300 Las Vegas Boulevard South, Las
 28 Vegas, Nevada 89101, on the 5th day of December, 2007, at 9:30 a.m.

1 NOTICE IS FURTHER GIVEN that this hearing may be continued from time to time
2 without further notice except for the announcement of any adjourned dates and times at the above
3 noticed hearing or any adjournment thereof.
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5 Dated this 2nd day of November, 2007.
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7 SNELL & WILMER LLP

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9 By: 

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